

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

VANESSA MOORE,	)	
	)	
Plaintiff,	)	CIVIL ACTION NO.:
	)	
v.	)	1:17-cv-03837-CAP
	)	
BAXTER HEALTHCARE	)	
CORPORATION,	)	
BAXTER INTERNATIONAL, INC.;	)	
and CARDINAL HEALTH, INC.,	)	
	)	
Defendants.	)	

**PLAINTIFF’S MOTION TO ADD “SUBSTITUTE” DEFENDANT**

**COMES NOW** Plaintiff, VANESSA MOORE, by and through undersigned counsel and pursuant to F.R.C.P. 15(a)(2), 19(a) and 20(a), moves this Court for leave to add CARDINAL HEALTH 200, LLC as a named Defendant in this action, and drop Defendant CARDINAL HEALTH, INC. In support of this Motion, Plaintiff states as follows:

1. Plaintiff recently discovered that it named the incorrect Cardinal entity in this action. The proper Defendant is Cardinal Health 200, LLC as opposed to Cardinal Health, Inc. This Motion is made to correctly identify the appropriate Cardinal entity, as more fully set forth in the First Amended Complaint attached hereto as Exhibit “A”.

2. The substitution of Cardinal Health, Inc. with Cardinal Health 200, LLC is contemplated in the Joint Preliminary Report and Discovery Plan (Doc. No. 21). This Motion is filed within the time period prescribed by this Court's Scheduling Order entered on January 2, 2018 (Doc. No. 23).

**WHEREFORE**, Plaintiff respectfully seeks leave to add CARDINAL HEALTH 200, LLC as a named Defendant in this action, and drop Defendant CARDINAL HEALTH, INC., and seeks such other and further relief as the Court deems appropriate.

Dated: January 4, 2018

/s/ John A. Moore

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Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on the 4<sup>th</sup> Day of January, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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*s/ John A. Moore*\_\_\_\_\_

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	)	
Defendants.	)	

**ORDER**

Plaintiff's Motion to Add "Substitute" Defendant [25] is before the Court for determination. The Court GRANTS the Motion to Amend. Counsel for plaintiff(s) shall e-file the amended complaint with the Clerk's Office.

SO ORDERED, this \_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Judge Charles A. Pannell, Jr.  
UNITED STATES DISTRICT JUDGE